IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 14TH JUNE 2007 / 24TH JYAISHTA 1929

Crl.Rev.Pet.No. 2348 of 2007()

ST.1265/2005 of JUDL. MAGISTRATE OF FIRST CLASS COURT, KATTAPPANA

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REVN. PETITIONER: COMPLAINANT

SRI.ANSARI, S/O CHEKKUTTY,
MALIYEKKAL HOUSE, CHEKKUPALLAM.

BY ADV. SRI.C.K.PAVITHRAN

RESPONDENTS: ACCUSED AND STATE:

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1. SRI. JINTO VARKEY, UMBAKKATTU HOUSE,
CHURULY, CHELACHUVADU, IDUKKI DISTRICT.

2. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 14/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

Crl. R.P. No.2348 of 2007

Dated 14th June, 2007

ORDER

The revision petitioner is the complainant who had initiated proceedings under section 138 N.I.Act. The same was dismissed under section 204(4) Cr.P.C. The revision petitioner has sought for an opportunity to further pursue the matter.

2. In the circumstances and considering the nature of the proceedings, the order of the court below is set aside. The court below is directed to permit the petitioner to further proceed with the matter. The revision petitioner shall appear before the court below on 4--7-2007.

The Crl.R.P is allowed.

K.R.UDAYABHANU,
JUDGE.

Kvm/-

Kvm/-